

AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA AMENDING CHAPTER 12 "LICENSES," ARTICLE I "BUSINESS TAXES," SECTION 12-10 "HOURS OF BUSINESSES WITHIN THE CITY LIMITS RESTRICTED" OF THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, the Town of Lauderdale-by-the-Sea's ("Town's") business regulations related to hours of operation provide that no commercial business may open earlier than 6:00 a.m. and close later than 2:00 a.m.; and

WHEREAS, upon further review and inquiry, the Town Commission has determined that such business regulations should be modified in order to allow businesses throughout the Town an opportunity to provide greater service and convenience to seasonal residents and visitors; and

WHEREAS, the Town Commission conducted a first and second reading of this Ordinance at duly noticed public hearings, as required by law, and after having received input from and participation by interested members of the public and staff, the Town Commission has determined that this Ordinance is consistent with the Town's Comprehensive Plan and in the best interest of the Town, its residents, and its visitors.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION
OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, THAT:**

SECTION 1. The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true, correct and reflective of the legislative intent underlying this Ordinance and are hereby made a specific part of this Ordinance.

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SECTION 2. Chapter 12 "LICENSES," Article I "Business Taxes," Section 12-10

"Hours of businesses within the city limits restricted," is hereby amended as follows:

Sec. 12-10. Hours of businesses within the city limits restricted

No mercantile or commercial business or any other place of business not specifically delineated shall open earlier than 6:00 a.m. and shall not close later than 2:00 a.m. during the months of May through September.

SECTION 3. Severability.

If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconditional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

SECTION 4. Effective Date.

This Ordinance shall become effective immediately upon passage on second reading.

SECTION 5. Codification.

This Ordinance shall be codified.

SECTION 6.. Adoption.

Passed on the first reading, this ____ day of _____, 2010.

Passed on the second reading, this ____ day of _____, 2010.

Mayor Roseann Minnet

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		First Reading	Second Reading
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59	Mayor Minnet	_____	_____
60	Vice-Mayor McIntee	_____	_____
61	Commissioner Clotey	_____	_____
62	Commissioner Silverstone	_____	_____
63	Commissioner Dodd	_____	_____
64	Attest:		
65	_____		
66	Town Clerk, June White		
67	(CORPORATE SEAL)		
68	Approved as to form:		
69	_____		
70	Town Attorney, Susan L. Trevarthen		